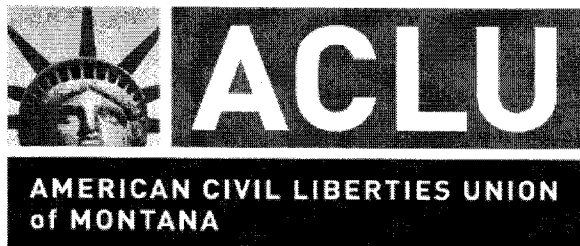


EXHIBIT 6
DATE 3/17/2011
SB 42

American Civil Liberties Union
of Montana
Power Block, Level 3
PO Box 1317
Helena, Montana 59624
406.443.8590



www.aclumontana.org

RE: SB 42 – Authorize warrants to obtain blood or breath test

Dear Chairman Peterson and members of the House Judiciary Committee:

The American Civil Liberties Union of Montana supports SB 42. This bill would allow a law enforcement officer to seek a search warrant in cases where a driver suspected of driving under the influence has refused to take a blood, breath or urine test. We support this bill as a reasonable alternative to other proposals that would have created criminal penalties for refusing to submit to such tests.

When an individual refuses to consent to a law enforcement search, such as these tests are, the proper avenue is for law enforcement to petition a neutral magistrate for a search warrant. This bill allows for that process.

Submitted by:
Niki Zupanic
Public Policy Director
ACLU of Montana